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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

LEWIS et al

Atty. Ref.: **550-128**

Serial No. **09/284,009**

Group: **1633**

Filed: **April 5, 1999**

Examiner: **Sorbello, E.**

For: **MONONUCLEAR PHAGOCYTES IN THERAPEUTIC
DRUG DELIVERY**

* * * * *

September 28, 2001

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

PRELIMINARY AMENDMENT

Preliminarily amend the above-identified application as follows. A CPA is attached.

IN THE CLAIMS

Cancel claims 25-50, without prejudice.

Add the following claims.

--51. (new) A mononuclear phagocyte comprising at least one hypoxia and/or ischaemic and/or stress regulatable element operably linked to at least one nucleotide sequence of interest (NOI).

52. (new) A mononuclear phagocyte according to claim 51 wherein expression of the NOI is regulated by the hypoxia and/or ischaemic and/or stress sensitive element